THE COLONIAL SOLICITORS' ACT, 1900
(63 and 64 Vict., c. 14).

G. N., J. D., No. 2939, dated 13th June 1905 (B. G., Pt. I, p. 703). S. 2

The following Order of His Majesty the King in Council applying the Colonial Solicitors' Act, 1900, to the High Court of Judicature at Bombay and to the territories administered by the Government of Bombay is published for general information :—

At the Court at Buckingham Palace, the 27th day of March 1905.

Present :

THE KING'S MOST EXCELLENT MAJESTY.

LORD PRESIDENT — Mr. SECRETARY LYTTELTON.

LORD SUFFIELD — HERBERT MAXWELL.

WHEREAS, by the Colonial Solicitors' Act, 1900, it is enacted that where as respects a Superior Court in a British Possession His Majesty the King in Council is satisfied on the report of a Secretary of State :—

(*a*) that the regulations respecting the admission of persons to be solicitors of that Superior Court are such as to secure that those solicitors possess proper qualifications and competency ; and

(*b*) that by the law of the British Possession the Solicitors of the Supreme Court will be admitted to be solicitors of the Superior Court in the Possession on terms as favourable as those on which it is proposed to admit solicitors of that Superior Court in pursuance of the said Act to be solicitors of the Supreme Court ;

His Majesty in Council may order that the said Act shall apply and the same shall accordingly apply to the said Superior Court and British Possession, subject to any exceptions, conditions and modifications specified in the order.

And whereas by the said Act it is further provided that His Majesty in Council by the same or any subsequent Order may as respects the Court and British Possession named in the Order provide for all matters authorised by the said Act to be prescribed, and for all matters appearing to His Majesty to be necessary or proper for giving effect to the Order and to the said Act and that an Order in Council applying the Act to a Court in a British Possession may provide that Solicitors of that Court may be admitted by virtue of the said Act to be solicitors in any part of the United Kingdom, namely, England, Scotland, or Ireland, or in two or one of those parts only ;

And whereas application has been made by the Government of India that the said Act may be applied to the High Court of Judicature at Bombay, and to the Territories administered by the Governor in Council of Bombay;

And whereas His Majesty in Council on the report of the Secretary of State for India in Council is satisfied that the regulations respecting the admission of persons to be Solicitors of the High Court of Judicature at Bombay are such as to secure that those Solicitors possess proper qualification and competency and that by the law of the *Presidency of Bombay* the Solicitors of the Supreme Court in England and Ireland and Law Agents in Scotland will be admitted to be Solicitors of the High Court of Judicature at Bombay on terms as favourable as those on which it is proposed to admit Solicitors of that Court in pursuance of the said Act to be Solicitors of the Supreme Court;

NOW, THEREFORE, His Majesty in pursuance of the said recited Act and in execution of the powers thereby in His Majesty vested, is pleased, by and with the advice of His Privy Council, to Order and it is hereby Ordered that the Colonial Solicitors' Act, 1900, shall apply to the High Court of Judicature at Bombay and to the Territories administered by the Governor in Council of Bombay, and that Solicitors of the High Court of Judicature at Bombay may be admitted by virtue of the said Act, to be Solicitors in England, and in Ireland, and Law Agents in Scotland, subject to the conditions hereinafter specified—

(1) A Solicitor of the High Court of Judicature at Bombay (hereinafter called the applicant) who, having been in practice before such Court for not less than 3 years, is desirous of being admitted to be a Solicitor of the Supreme Court in England or Ireland or a Law Agent in Scotland, shall be a male *British subject.*

(2) The applicant shall, four calendar months at least before the first day of the month in which he proposes to be admitted, leave with the Registrar of Solicitors, or in the case of Scotland, with the Registrar of Law Agents, his original certificate of admission in the High Court of Judicature at Bombay together with

(*a*) a certificate from the authority of the *Presidency of Bombay* in whose custody the roll of the Solicitors of the said Court is kept stating that his name is still upon the roll and has never been removed therefrom and that no order has ever been made directing him to be suspended from practising his profession;

(*b*) one or more certificates of fitness and character signed by two resident practising Solicitors of at least five years' standing in the said Court and by at least one of the Judges or officers next in rank of such Court;

(*c*) a statutory declaration in terms of or to the effect of that set out in the Schedule A hereunto annexed.

(3) The leaving of the before-mentioned documents shall be equivalent to notice of intention to apply for admission within the meaning of the Acts regulating the admission of Solicitors in England and Ireland, respectively.

(4) A certificate under the hand of the Registrar of Solicitors that the applicant has complied with the provisions of the Colonial Solicitors' Act, 1900, and of this Order, shall be equivalent to the certificate of his having passed the Final Examination required in England and Ireland, respectively.

(5) The application for admission to be a Solicitor in England shall be made to the Master of the Rolls and for the like admission in Ireland to the Lord Chancellor of Ireland.

(6) The applicant in England or Ireland shall not be required to pass any examination either before or after making such application.

(7) The admission of the applicant as a Solicitor in England or Ireland shall be stamped with the stamps required to be impressed on the admission of Solicitors in England and Ireland, respectively, and shall be impressed with such further stamp as shall, together with the amount of stamps paid on articles of clerkship and admission in the *Presidency of Bombay* [such amount being certified by a Judge of the High Court of Judicature at Bombay in the form set out in the Schedule B hereunto annexed] be equal in amount to the sum payable on articles of clerkship in England and Ireland, respectively.

(8) The admission of the applicant as a Law Agent in Scotland shall be stamped with such stamp as shall, together with the amount of stamps paid on Articles of Clerkship and admission in the *Presidency of Bombay* [such amount being certified by a Judge of the High Court of Judicature at Bombay in the form set out in the Schedule B hereunto annexed] be equal to the stamps required to be impressed on the Articles of Clerkship and admission of Law Agents in Scotland.

(9) The following fees shall be paid by the applicant :—

In England :—

To the Law Society—

	£	s.	d.
Before entering his name on the Roll of Solicitors	5	0	0

In Ireland—

To the Incorporated Law Society of Ireland—

On his application for admission being lodged.	10	0	0
Before entering his name on the Roll of Solicitors	5	5	0

(10) The following fees shall be paid by the applicant in Scotland :—

	£ s. d.	£ s. d.
Fee Fund Dues of Extract	0 10 6	
Dues of Extract	0 8 0	
Registrar's Fees	0 2 6	
Fees on subscription of Roll of Law Agents practising before the Court of Session or any Sheriff Court.		
In each case	0 5 0	
		1 6 0
Law Examination Fees, viz. :—		
Fees to Examiner	2 2 0	
Defraying Expenses	1 1 0	
Petition Dues	2 2 0	
Fees Fund Dues on Petitions	0 10 0	
		5 15 0
		7 1 0

(11) The application for admission to be a Law Agent in Scotland shall be made by Petition to the Court of Session, and if the Court shall be satisfied that the applicant has complied with the requirements of this Order they shall ordain him to undergo the examination in law prescribed for the time being for applicants for admission as Law Agents in Scotland under the Law Agents (Scotland) Act, 1873, and Acts amending the same, and on the Court being satisfied that the applicant has duly passed such examination, then and not otherwise the Court shall cause him to be admitted a Law Agent and his name to be enrolled as such which admission shall be in writing and signed by a Judge of the Court, and shall be stamped with the stamps required by clause (8) of this Order.

The rules in force in Scotland for the time being as to the presentation of petitions for admission as Law Agent and the proceedings under the same shall be applicable to all applications under this Order for admission as a Law Agent in Scotland.

A. W. FITZROY.

SCHEDULE A.

In the Matter of the Colonial Solicitors' Act, 1900
and
In the Matter of

I, in the *Presidency of Bombay,* do solemnly and sincerely declare as follows :—

1. I am a male *British subject.*

2. I was on the day of admitted a Solicitor of the High Court of Judicature at Bombay, and I have been in practice before such Court for not less than three years. My name remains on the Roll of the said Court, and I have not at any time been suspended from practice by the Court or by any Judge thereof, nor are any proceedings pending to strike my name off the said Roll or to suspend me from practice. I beg to refer to the Certificate of marked "A" now produced to me in proof of the statements in this paragraph.

3. I have not been bankrupt or insolvent nor have I made a composition or arrangement with any creditors. (If this is not the case, state the facts with dates, and show that a complete discharge has been obtained).

4. The document now produced and shown to me and marked with the letter "B" is my original certificate of admission in the said Court, and the documents now produced and shown to me and marked respectively with the letters "C" and "D" are respectively certificates of character and as to my fitness to be admitted ("a Solicitor of the Supreme Court in England or Ireland" or "a Law Agent in Scotland" as the case may be) signed respectively by one of the Judges of the said Court (if not a Judge state his rank), and by of and of two practising Solicitors of the said Court of at least five years' standing.

And I make this solemn declaration conscientiously believing the same to be true and by virtue of the provisions of the Statutory Declarations Act, 1835.

SCHEDULE B.

I (name and style of Judge) do hereby certify that the amount of stamps paid on Articles of Clerkship when (name and style of Applicant) was articled was the sum of £ , and on admission when he was admitted to practice the sum of £ . (To be signed and attested).